

Attorney Docket No. SIMI-003/01US

PATENT

I hereby certify that this paper or fee is being deposited with the United States Postal Service via First Class Mail service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, DC 20231.

Date:

4/23/02

By:

Carrie E. Bickle

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Jerome, et al.

Serial No.: 10/037,786 ✓

Filed: October 22, 2001

Examiner: Not Yet Assigned

Art Unit: 2173

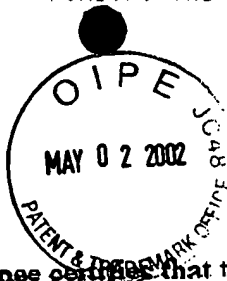
For: METHOD AND SYSTEMS FOR A GRAPHICAL REAL TIME FLOW TASK SCHEDULER

Commissioner for Patents
Washington, DC 20231

**REVOCATION AND NEW POWER BY ASSIGNEE
AND STATEMENT UNDER 37 C.F.R. §3.73(b)**

The Assignee of the entire right, title, and interest in the above-identified application hereby revokes all previously granted powers and grants the registered practitioners of Cooley Godward LLP included in the Customer Number provided below power to act, prosecute, and transact all business in the U.S. Patent and Trademark Office in connection with this application, any applications claiming priority to this application, and any patents issuing therefrom.

Rev. 06/26/2001

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Serial No.: 10/037,786
Page 2

The assignee certifies that to the best of its knowledge and belief it is the owner of the entire right, title, and interest in and to the above-identified application as evidenced by:

[x] An assignment document, a copy of which is enclosed herewith.

Please direct all telephone calls and correspondence to:

COOLEY GODWARD LLP
ATTN: Patent Group
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Tel: (650) 843-5000
Fax: (650) 857-0663

CUSTOMER NUMBER: **23419**

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Date: April 18, 2002

Signature: *Edward McIntyre*

Invensys Systems, Inc.

By: Edward McIntyre

Title: Vice President & Secretary

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Tab settings → → →

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Simulation Sciences, Inc.

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment☒ Merger☐ Security Agreement☐ Change of Name☐ Other _____

Execution Date: See above

2. Name and address of receiving party(ies):

Name: Invsys Systems, Inc.

Internal Address: _____

Street Address: 33 Commercial Street

City: Foxboro State: MA Zip: 02035

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

09/193,434

09/195,420

10/037,786

B. Patent No.(s)

6,323,882

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Cooley Godward LLP

Internal Address: Patent Group

Street Address: Five Palo Alto Square

3000 El Camino Real

City: Palo Alto State: CA Zip: 94306-2155

6. Total number of applications and patents involved: 4

7. Total fee (37 CFR 3.41) \$115.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number: 03-3117

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Kevin J. Zimmer, Reg. 36,977

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and documents: [7]

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 on April 5, 2002.

By: _____

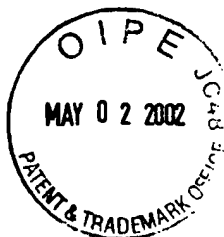
Carrie E. Bickle

The Commonwealth of Massachusetts

William Francis Galvin

Secretary of the Commonwealth

One Ashburton Place, Boston, Massachusetts 02108-1512



ARTICLES OF *CONSOLIDATION / *MERGER

(General Laws, Chapter 156B, Section 79)

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Technology Center 2100~~XXXXXXXXXX~~ / *merger of:M Simulation Sciences, Inc.a Delaware corporation N/RS Invensys Systems, Inc.a Massachusetts corporation

the constituent corporations, into

Invensys Systems, Inc.~~XXXXXXXXXX~~ / *one of the constituent corporations organized under the laws of: Massachusetts

The undersigned officers of each of the constituent corporations certify under the penalties of perjury as follows:

1. An agreement of ~~XXXXXXXXXX~~ / *merger has been duly adopted in compliance with the requirements of General Laws, Chapter 156B, Section 79, and will be kept as provided by Subsection (c) thereof. The ~~XXXXXXXXXX~~ / *surviving corporation will furnish a copy of said agreement to any of its stockholders, or to any person who was a stockholder of any constituent corporation, upon written request and without charge.

2. The effective date of the ~~XXXXXXXXXX~~ / *merger determined pursuant to the agreement of ~~XXXXXXXXXX~~ / *merger shall be the date approved and filed by the Secretary of the Commonwealth. If a later effective date is desired, specify such date which shall not be more than *thirty days* after the date of filing:

The merger shall be effective upon filing with the Secretary of the Commonwealth

3. (For a merger)

*The following amendments to the Articles of Organization of the surviving corporation have been effected pursuant to the agreement of merger:

Not Applicable

(For a consolidation)

(a) ~~The process of consolidation is governed by the following provisions:~~

N/A

*Delete the inapplicable words.

Note: If the space provided under any article or item on this form is insufficient, additions shall be set forth on separate 8 1/2 x 11 sheets of paper with a left margin of at least 1 inch. Additions to more than one article may be made on a single sheet as long as each article requiring such addition is clearly indicated.

SECRETARY OF THE
COMMONWEALTH
01 SEP 10 PM 1:36
CORPORATION DIVISION

E ner

C
P
M
R.A.

P.C.

(For a consolidation) Not Applicable

(b) State the total number of shares and the par value, if any, of each class of stock which the resulting corporation is authorized to issue:

WITHOUT PAR VALUE		WITH PAR VALUE		
TYPE	NUMBER OF SHARES	TYPE	NUMBER OF SHARES	PAR VALUE
Common:		Common:		
Preferred:		Preferred:		

(c) If more than one class of stock is authorized, state a distinguishing designation for each class and provide a description of the preferences, voting powers, qualifications, and special or relative rights or privileges of each class and of each series then established.

(d) The restrictions, if any, on the transfer of stock contained in the agreement of consolidation are:

(e) Other lawful provisions, if any, for the conduct and regulation of the business and affairs of the corporation, for its voluntary dissolution, or for limiting, defining, or regulating the powers of the corporation, or of its directors or stockholders, or of any class of stockholders:

Item 4 below may be deleted if the resulting /surviving corporation is organized under the laws of a state other than Massachusetts.

4. The information contained in Item 4 is *not* a permanent part of the Articles of Organization of the ~~existing~~ / surviving corporation.

The street address of the ~~existing~~ / surviving corporation in Massachusetts is: (post office boxes are not acceptable)

33 Commercial Street, Foxboro, Massachusetts 02035

If there are no provisions state "None".

(b) The name, residential address and post office address of each director and officer of the *resulting / *surviving corporation is:

NAME

RESIDENTIAL ADDRESS

POST OFFICE ADDRESS

President:

See attached exhibit "A"

Treasurer:

Clerk:

Directors:

V.P.

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(c) The fiscal year end (i.e. tax year) of the *resulting / *surviving corporation shall end on the last day of the month of:
March

(d) The name and business address of the resident agent, if any, of the *resulting / *surviving corporation is:
CT Corporation System, 101 Federal Street, Boston, MA 02110

Item 5 below may be deleted if the resulting/surviving corporation is organized under the laws of Massachusetts.
Not Applicable

5. The *resulting / *surviving corporation hereby agrees that it may be sued in the Commonwealth of Massachusetts for any prior obligation of any constituent Massachusetts corporation, any prior obligation of any constituent foreign corporation qualified under General Laws, Chapter 181, and any obligations hereafter incurred by the *resulting / *surviving corporation, including the *liigation created by General Laws, Chapter 156B, Section 85, so long as any liability remains outstanding against the corporation in the Commonwealth of Massachusetts, and it hereby irrevocably appoints the Secretary of the Commonwealth as its agent to accept service of process in any action for the enforcement of any such obligation, including taxes, in the same manner as provided in Chapter 181.

FOR MASSACHUSETTS CORPORATIONS

The undersigned *President / *Vice President and *Clerk / *Assistant Clerk Invensys Systems, Inc., a corporation organized under the laws of Massachusetts, further state under the penalties of perjury that the agreement of ~~XXXXXX~~ / *merger has been duly executed on behalf of such corporation and duly approved in the manner required by General Laws, Chapter 156B, Section 78.

[Signature] ~~XXXXXX~~ / *Vice President
[Signature] ~~XXXXXX~~ / *Clerk / ~~XXXXXX~~

FOR CORPORATIONS ORGANIZED IN A STATE OTHER THAN MASSACHUSETTS

The undersigned, + John H. Spencer and ++ Edward McIntyre, of Simulation Sciences, Inc., a corporation organized under the laws of Delaware, further state under the penalties of perjury that the agreement of *consolidation / *merger has been duly adopted by such corporation in the manner required by the laws of Delaware.

*Delete the inapplicable words.

†Specify the officer having power, and duties corresponding to those of the president or vice president of a Massachusetts corporation organized under General Laws, Chapter 156B.

++Specify the officer having powers and duties corresponding to the clerk or assistant clerk of such a Massachusetts corporation

+ [Signature]
++ [Signature]

Exhibit "A"

Invenya Systems, Inc.
FEIN 04-1339430

Post Office Address:

33 Commercial Street
Foxboro, MA 02035

Officers/ Directors Residential Addresses:

Joseph L. Cowan, President	5212 Legends Drive Braselton, GA 30517
John H. Spencer, Vice President	36 Whittier Road Medford, MA 02155
William L. Gibelli, Treasurer	54 Spencer Drive, Plymouth, MA 02360
Edward McIntyre, Clerk	38 West Street Foxboro, MA 02035
Joseph L. Cowan, Director	5212 Legends Drive Braselton, GA 30517
Bruce A. Henderson, Director	2809 Emerywoods Parkway Richmond, VA 23226
Philip C. Maynard, Director	19572 Sierra Sota Road Irvine, CA 92612

THE COMMONWEALTH OF MASSACHUSETTS
ARTICLES OF *~~CONSOLIDATION~~ / *MERGER
(General Laws, Chapter 156B, Section 79)

I hereby approve the within Articles of *Consolidation / *Merger and,
the filing fee in the amount of \$ _____, having been paid,
said articles are deemed to have been filed with me this _____
day of _____, 20 ____.

Effective date _____

WILLIAM FRANCIS GALVIN
Secretary of the Commonwealth

TO BE FILLED IN BY CORPORATION
Photocopy of document to be sent to:

Patricia J. Turner

Pearl Professional Corporation
735 Post Road East
Westport, Connecticut 06880

Telephone: 203-222-9000

The Commonwealth of Massachusetts

William Francis Galvin

Secretary of the Commonwealth

One Ashburton Place, Boston, Massachusetts 02108-1512

CERTIFICATE OF CHANGE OF DIRECTORS OR OFFICERS
OF DOMESTIC BUSINESS CORPORATIONS

(General Laws, Chapter 156B, Section 53)

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Technology Center 2100I, Edward A. McIntyre, *Clerk / ~~Assistant Clerk~~of Invensys Systems, Inc.

(Exact name of corporation)

having a principal office at 33 Commercial Street, Foxboro, MA 02035

(Street address of corporation in Massachusetts)

certify that pursuant to General Laws, Chapter 156B, Section 53, a change in the directors and/or the president, ~~treasurer~~ and/or ~~clerk~~ of said corporation has been made and that the name, residential address, and expiration of term of the president, treasurer, clerk and each director are as follows:

	NAME	RESIDENTIAL ADDRESS	EXPIRATION OF TERM OF OFFICE
President:	Joseph L. Cowan	5212 Legends Drive, Braselton, GA 30517	Until Resignation or Replacement
Treasurer:	William L. Gibelli	54 Spencer Drive, Plymouth, MA 02360	Until Resignation or Replacement
Clerk:	Edward A. McIntyre	38 West Street, Foxboro, MA 02035	Until Resignation or Replacement
**Assistant Clerk:			
Directors:	Joseph L. Cowan	5212 Legends Drive, Braselton, GA 30517	Until Resignation or Replacement
	Bruce A. Henderson	2809 Emerywoods Parkway, Richmond VA	Until Resignation or Replacement
	Philip C. Maynard	19572 Sierra Sota Road, Irvine, CA 92612	Until Resignation or Replacement

SECRETARY OF THE
COMMONWEALTH
SEP 10 PM 1:32
CORPORATION DIVISION

SIGNED UNDER THE PENALTIES OF PERJURY, this Seventh day of September, 20 01

*Clerk / ~~Assistant Clerk~~

*Delete the inapplicable words.

**Please provide the name and residential address of the assistant clerk if he/she is executing this certificate of change.



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THE FOLLOWING HAS BEEN RECEIVED IN THE U.S. PATENT OFFICE ON THE DATE STAMPED HEREON:

☐ REGULAR/PROVISIONAL APPLICATION:

- ☐ PPS DESCRIPTION
- ☐ PPS CLAIMS
- ☐ PPS ABSTRACT
- ☐ PROVISIONAL COVER SHEET
- ☐ APPLICATION DATA SHEET
- ☐ DRAWINGS: _____ SHEETS OF INFORMAL/FORMAL
- ☐ EXECUTED/UNEXECUTED DECLARATION / POA
- ☐ POWER OF ATTORNEY
- ☒ RECORDATION FORM COVER SHEET
- ☒ ASSIGNMENT — Neiger documents
- ☐ ASSERTION OF SMALL ENTITY STATUS
- ☐ REQUEST FOR REFUND
- ☐ RESPONSE/AMENDMENT
- ☐ RESPONSE TO NOTICE TO FILE MISSING PARTS
- ☐ NOTICE TO FILE MISSING PARTS 10/037,866; 6,323,900

☐ RESPONSE TO NOTICE TO FILE MISSING PARTS

- ☐ NOTICE TO FILE MISSING PARTS
- ☐ INFORMATION DISCLOSURE STATEMENT
- ☐ FORM PTO/55/08
- ☐ CITED REFERENCES _____
- ☐ SEQUENCE LISTING — HARD COPY
- ☐ SEQUENCE LISTING — ASCII FORMAT, DISKETTE / CD
- ☐ NOTICE OF APPEAL
- ☐ APPEAL BRIEF
- ☐ ISSUE FEE TRANSMITTAL
- ☐ TRANSMITTAL
- ☐ REQUEST FOR CORRECTION OF _____ MONTHS
- ☐ PETITION FOR EXTENSION OF TIME (_____ MONTHS)
- ☐ CHECK NO. _____ FOR \$ _____
- ☐ EXPRESS MAIL # _____
- ☐ OTHER: _____

SERIAL NO. 09/193,434; 09/195,420;

ATTORNEY DOCKET NO. 81mi-001/00us; 81m-002/00us; 81m-003/00us;

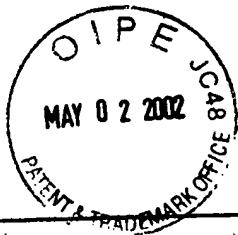
MAIL DATE: 4-5-02

DUE DATE: 4-5-02

ATTORNEY/SECRETARY: 1252/cub

BOX Assignments

81mi-002/01us



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- ☐ PPS DESCRIPTION
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- ☐ ISSUE FEE TRANSMITTAL
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- ☐ REQUEST FOR CORRECTION OF _____
- ☐ PETITION FOR EXTENSION OF TIME (_____ MONTHS)
- ☐ CHECK NO. _____ FOR \$ _____
- ☐ EXPRESS MAIL # _____
- ☐ OTHER: _____

SERIAL NO.: 10/037,786

ATTORNEY DOCKET NO.: 81ML-003/01WS

MAIL DATE: 4.23.02

DUE DATE: _____

ATTORNEY/SECRETARY: KSZ/ceb

BOX N/A

☒ Copy of Assignment